

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

SRI INTERNATIONAL, INC., a California
Corporation,

Plaintiff and
Counterclaim-Defendant,

v.

INTERNET SECURITY SYSTEMS, INC.,
a Delaware corporation, INTERNET
SECURITY SYSTEMS, INC., a Georgia
corporation, and SYMANTEC
CORPORATION, a Delaware corporation,

Defendants and
Counterclaim-Plaintiffs.

C. A. No. 04-1199 (SLR)

REDACTED

**DECLARATION OF KYLE WAGNER COMPTON IN SUPPORT
OF SRI INTERNATIONAL, INC.'S MOTION FOR PARTIAL
SUMMARY JUDGMENT OF NO ANTICIPATION BY
THE "EMERALD 1997" PUBLICATION**

Dated: June 16, 2006

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SRI INTERNATIONAL, INC.

I, Kyle W. Compton, declare as follows:

1. I am an Associate with Fish & Richardson P.C., counsel for Plaintiff SRI International, Inc. ("SRI"). I make the following statements based on personal knowledge.
2. Attached as Exhibit A is a true and correct copy of U.S. Patent No. 6,321,338.
3. Attached as Exhibit B is a true and correct copy of U.S. Patent No. 6,484,203.
4. Attached as Exhibit C is a true and correct copy of U.S. Patent No. 6,711,615.
5. Attached as Exhibit D is a true and correct copy of U.S. Patent No. 6,708,212.
6. Attached as Exhibit E is an excerpt from the deposition of Phillip Porras, Volume II, dated March 10, 2006.
7. Attached as Exhibit F is a copy of the Rebuttal Report of Dr. George Kesidis on Validity, dated May 16, 2006.
8. Attached as Exhibit G is a true and correct copy of "EMERALD: "Event Monitoring Enabling Responses to Anomalous Live Disturbances" by Phillip A. Porras and Peter G. Neumann labeled with production numbers ISS02892-2904.
9. Attached as Exhibit H is a copy of the Invalidity Expert Report of L. Todd Heberlein, dated April 21, 2006.
10. Attached as Exhibit I is a true and correct copy of Exhibit H to the Invalidity Expert Report of L. Todd Heberlein, dated April 21, 2006.
11. Attached as Exhibit J is a copy of the Expert Report of Stephen E. Smaha, dated April 21, 2006.
12. Attached as Exhibit K is a true and correct copy of Exhibit G to the Expert Report of Stephen E. Smaha, dated April 21, 2006.

13. Attached as Exhibit L is a copy of the Expert Report of Frederick Avolio, dated April 20, 2006.

14. Attached as Exhibit M are excerpts from the deposition of Frederick Avolio, dated May 18, 2006.

I declare under penalty of perjury that the foregoing is true and accurate.

Executed this 16th day of June, 2006, in Wilmington, Delaware.



Kyle Wagner Compton

CERTIFICATE OF SERVICE

I hereby certify that on July 21, 2006, I electronically filed the **AMENDED PUBLIC VERSION** of the **DECLARATION OF KYLE WAGNER COMPTON IN SUPPORT OF SRI INTERNATIONAL, INC.'S MOTION FOR PARTIAL SUMMARY JUDGMENT OF NO ANTICIPATION BY THE "EMERALD 1997" PUBLICATION** with the Clerk of Court using CM/ECF which will send electronic notification of such filing(s) to the following Delaware counsel. In addition, the document will be served by hand on Delaware counsel as follows:

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I hereby certify that on July 21, 2006, I have sent the foregoing document by Federal Express overnight delivery to the following non-registered participants:

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/s/ John F. Horvath
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